

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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IN RE PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESALE PRICE  
LITIGATION

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)  
) MDL NO. 1456  
) CIVIL ACTION NO. 01-12257-PBS  
)

THIS DOCUMENT RELATES TO  
ALL ACTIONS

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)  
) Hon. Patti B. Saris  
)  
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**MOTION FOR LEAVE TO FILE UNDER SEAL**

AstraZeneca Pharmaceuticals LP, by its attorneys, hereby moves this Court for leave to file under seal the Declaration of Jessica V. Barnett in Support of the Reply Memorandum of Law in Further Support of Track 1 Defendants' Joint Motion for Summary Judgment and attached exhibits.

Pursuant to the Protective Order entered by this Court on December 13, 2002 (the "MDL Protective Order"), the parties in the above captioned cases have designated many documents and other information produced in these cases as either "CONFIDENTIAL" or "HIGHLY CONFIDENTIAL." The Declaration of Jessica Barnett in Support of Reply Memorandum of Law in Further Support of Track 1 Defendants' Joint Motion for Summary Judgment and attached exhibits incorporate—either directly or indirectly—information that has been designated "CONFIDENTIAL" or "HIGHLY CONFIDENTIAL", including pricing information. Pursuant to paragraph 15 of the MDL Protective Order, any document or pleading containing quotes from or otherwise referencing such information shall be filed under seal.

WHEREFORE, AstraZeneca Pharmaceuticals LP respectfully requests that this Court grant it leave to file the Declaration of Jessica Barnett in Support of Reply Memorandum of Law

in Further Support of Track 1 Defendants' Joint Motion for Summary Judgment and attached exhibits under seal.

Dated: Boston, Massachusetts  
April 28, 2006

Respectfully Submitted,

By: /s/ Jessica V. Barnett

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### **CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing was delivered to all counsel of record by electronic service pursuant to Paragraph 11 of Case Management Order No. 2, by sending on April 28, 2006, a copy to LexisNexis File & Serve for posting and notification to all parties.

/s/ Jessica V. Barnett  
Jessica V. Barnett